

Message Text

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ORIGIN EB-11

INFO OCT-01 ARA-16 EUR-25 NEA-14 IO-14 ISO-00 AF-10 EA-11

RSC-01 ABF-01 FEA-02 AGR-20 CEA-02 CIAE-00 COME-00

DODE-00 FRB-02 H-03 INR-10 INT-08 L-03 LAB-06 NSAE-00

NSC-07 PA-04 AID-20 CIEP-02 SS-20 STR-08 TAR-02

TRSE-00 USIA-15 PRS-01 SP-03 OMB-01 SWF-02 /245 R

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P R 192311Z JUN 74

FM SECSTATE WASHDC

TO USMISSION GENEVA PRIORITY

INFO USMISSION EC BRUSSELS

AMEMBASSY HELSINKI

AMEMBASSY NEW DELHI

AMEMBASSY MONTEVIDEO

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E.O. 11652: N/A

TAGS: ETRD, GATT, IN, FI

SUBJECT: GATT COUNCIL, JUNE 21

REFERENCES: (A) GENEVA 3584; (B) GENEVA 3835; (C) STATE ,
44124; (D) STATE 58254; (E) STATE 34543; (F) GENEVA 3603

1. US REP SHOULD BE GUIDED BY FOLLOWING INSTRUCTIONS AT
JUNE 21 COUNCIL MEETING.

2. INDIA ARTICLE XXVIII WAIVER EXTENSION. WE ASSUME THIS
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IS NOW MOOT QUESTION IN LIGHT OF REFTEL (A) AND THAT

INDIANS DO NOT INTEND TO RAISE SUBJECT. HOWEVER, SHOULD ISSUE COME UP, US REP SHOULD SEEK CLARIFICATION RE STATUS OF EC/INDIA ARTICLE XXVIII NEGOTIATIONS AND MAY AT HIS DISCRETION SUPPORT WAIVER EXTENSION FOR SHORT (I.E. 30-90 DAYS) PERIOD IF ADDITIONAL TIME IS NEEDED BEYOND JUNE 30 TO COMPLETE THESE NEGOTIATIONS.

3. URUGUAY SURCHARGE WAIVER. US REP MAY SUPPORT EXTENTION OF WAIVER UNTIL END OF 30TH SESSION OF CPS WITH UNDERSTANDING THAT BOP COMMITTEE WILL EXAMINE NEED FOR LONGER-TERM REQUEST DURING OCTOBER MINI-BOP SESSION. IN RESPONSE TO SECRETARIAT SUGGESTION THAT WE SPECIFY TYPE OF INFORMATION WE WOULD EXPECT URUGUAY TO MAKE AVAILABLE TO BOP COMMITTEE, STANDARD TERMS OF REFERENCE PER GENEVA 3750 SUFFICIENT. AS APPROPRIATE US REP SHOULD MAKE A SHORT STATEMENT (A) EXPRESSING SYMPATHETIC CONCERN FOR DIFFICULT BOP SITUATION URUGUAY FACES, (B) NOTING THAT THE "TEMPORARY" SURCHARGE WAIVER HAS BEEN IN EFFECT SINCE MAY 8, 1961, AND (C) EXPRESSING THE HOPE THAT GOU WILL TAKE STEPS REQUIRED TO MAKE WAIVER UNNECESSARY.

4. YUGOSLAV LDC PREFERENCE REQUEST. WE CONTINUE TO REGARD YUGOSLAV PROPOSAL AS ILL-CONCEIVED AND HAD HOPED THAT INFORMAL CONSULTATIONS WITH OTHER GENEVA DELEGATIONS WOULD DISSUADE THEM FROM PURSUING PROPOSAL IN EARNEST. US REP SHOULD CONTINUE TO BE GUIDED BY STATE 44124 (REF C).

5. BOP COMMITTEE REPORTS: GREECE, ISRAEL, YUGOSLAVIA. US REP MAY JOIN IN ADOPTION OF THESE REPORTS. HE IS AUTHORIZED TO DRAW ON STATE 58254 (REF D) IN MAKING STATEMENT ON GREECE AND MAY LINK REMARKS CONCERNING REPORT ON ISRAEL TO RESPONSE ON RELATED ISSUE OF ISRAELI IMPORT DEPOSIT SCHEME. WE CONCUR WITH MISSION'S RECOMMENDATION RE US STATEMENT ON REINTRODUCTION OF THIS SCHEME (PARA 5, REF A).

6. EC-CYPRUS WORKING PARTY REPORT: US REP MAY NOTE REPORT, AS APPROPRIATE, WITH SUGGESTED STATEMENT ON GATT INCOMPATIBILITY (STATE 34543, REF E).

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7. WE AGREE WITH MISSION'S SUGGESTIONS RE TREATMENT OF BIENNIAL REPORTS ON EC/ISRAEL, EC/SPAIN AND EC/MALTA ASSOCIATION AGREEMENTS. US REP IS AUTHORIZED TO MAKE SHORT STATEMENT AS INDICATED REF (A) CONCERNING ALL THREE REPORTS.

8. BIENNIAL REPORTS ON CENTRAL AMERICAN COMMON MARKET AND LATIN AMERICAN FREE TRADE AREA. US REP MAY NOTE WITHOUT

COMMENT.

9. ANNUAL CONSULTATIONS ON TRADE WITH POLAND AND 1974-75 BUDGET COMMITTEE. US REP AUTHORIZED TO SUPPORT ESTABLISHMENT OF WORKING PARTY FOR BOTH THESE EXERCISES WITH STANDARD TERMS OF REFERENCE AND INCLUDING US MEMBERSHIP.

10. FINAL POSITION OF 1973 GATT BUDGET. US REP MAY ADOPT OR APPROVE AS APPROPRIATE.

11. OTHER BUSINESS. US REP SHOULD SUGGEST, IF NO ONE ELSE TAKES INITIATIVE, THAT FINLAND-HUNGARY, AND FINLAND-BULGARIA AGREEMENTS BE NOTIFIED TO THE GATT IN ADVANCE OF RATIFICATION. ARTICLE XXIV:7(A) PROVIDES FOR PROMPT NOTIFICATION OF INFORMATION REGARDING PROPOSED FREE TRADE AREAS. OUR PRELIMINARY EXAMINATION OF THESE AGREEMENTS INDICATES THAT THEY ARE SIMILAR IN FORM TO THE EC/EFTA

AGREEMENTS.

12. BEGIN FYI. OUR OBJECTIONS WILL PROBABLY BE: (1) WE QUESTION THE VALIDITY OF FTA'S WHICH INCLUDE STATE TRADING COUNTRIES SINCE TRADE BARRIERS ARE INHERENT IN THE MANAGEMENT OF THEIR TRADE (THEIR PRINCIPAL TOOLS FOR MANAGING TRADE FLOWS DIFFER FROM TARIFFS OR OTHER VISIBLE TRADE BARRIERS APPLIED BY FREE-MARKET COUNTRIES), (2) THEY DO NOT IN EITHER A FORMAL OR SUBSTANTIVE SENSE COVER "SUBSTANTIALLY ALL" TRADE, AND (3) THE RULES OF ORIGIN APPEAR TO BE THE SAME AS THOSE IN THE EC/EFTA AGREEMENTS AND ARE THEREFORE TRADE DISTORTING. END FYI.

13. THIRTIETH SESSION OF CONTRACTING PARTIES. US REP MAY ACCEPT NOVEMBER 18 DATE PROPOSED BY LONG FOR BEGINNING OF LIMITED OFFICIAL USE

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THIRTIETH SESSION. WE AGREE THAT SESSION SHOULD NOT EXCEED FIVE DAYS. KISSINGER

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